

COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

Name Huff Richard R.H.
 (Last) (First) (Initial)

Prisoner Number E-84710

Institutional Address pelican Bay state prison, P.O. Box 7500
Crescent City, CA 95531

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

Richard C. Huff
 (Enter the full name of plaintiff in this action.)

vs.

Robert A. Harel
 (Enter the full name of the defendant(s) in this action)

CV 08

0761

Case No.
 (To be provided by the Clerk of Court)

**COMPLAINT UNDER THE
 CIVIL RIGHTS ACT,
 Title 42 U.S.C. § 1983**

E-filing

(PR)

[All questions on this complaint form must be answered in order for your action to proceed..]

I. Exhaustion of Administrative Remedies.

[Note: You must exhaust your administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.]

A. Place of present confinement pelican Bay state prison

B. Is there a grievance procedure in this institution?

YES (✓) NO ()

C. Did you present the facts in your complaint for review through the grievance procedure?

YES (✓) NO ()

D. If your answer is YES, list the appeal number and the date and result of the appeal at each level of review. If you did not pursue a certain level of appeal, explain why. ✓

1. Informal appeal I wasn't given a log number just a category number 2/9 my informal appeal was By passed 10-29-07
2. First formal level my formal level was By passed also 10-29-07 under imminent danger serious physical injury and safety concerns, 28 USC 1915(g)
3. Second formal level was never finish. I had my mother write the warden, and the response letter was sent to me, stating that my case was Being-
4. Third formal level - investigation ^{ed} 12-12-07, I talked to the security investigation unit 1-17-08 ~~on~~ Im still hear at pelican Bay in the hole awaiting transfer.

E. Is the last level to which you appealed the highest level of appeal available to you?

YES () NO (X)

F. If you did not present your claim for review through the grievance procedure, explain why. STAFF that I filed the grievance on isn't Responding. I've exhaust all my Remedies that they would let my exhaust. I've tried everything I could do.

II. Parties.

A. Write your name and your present address. Do the same for additional plaintiffs, if any.

HUFF, Richard
Pelican Bay, State, Prison

P.O. Box 7500
Crescent City, Ca 95531

B. Write the full name of each defendant, his or her official position, and his or her place of employment.

Robert A. Horel warden at pelican Bay, State, Prison

1 official position is to watch over the prison staff
2 and to make sure inmates are safe

5 III. Statement of Claim.

6 State here as briefly as possible the facts of your case. Be sure to describe how each
7 defendant is involved and to include dates, when possible. Do not give any legal arguments or
8 cite any cases or statutes. If you have more than one claim, each claim should be set forth in a
9 separate numbered paragraph.

10 my case is a safety concern case against ~~the~~ Robert Itzel
11 ~~the~~ the warden of pelican Bay for not responding to my safety issues
12 as soon as they were brought to staff attention 10-4-07. I wasn't
13 sent to the hole for safety until 10-18-07, and I'm still awaiting
14 a transfer 1-20-08 as I write the claim that I have on pelican
15 Bay today under imminent danger of serious physical injury. my -
16 safety concern info- ^{wasn't} ~~was~~ taken until 1-17-08 in a interview.

17 I was informed by a Mexican inmate named Lucky that I would
18 be stabbed 10-4-07 because I told staff at Kern Valley State Prison
19 Dec. 2nd that they were signal sharing and it followed me here
20 ^{at} ~~at~~ pelican Bay signal sharing is staff corruption sex acts and ^{drugs} ~~drugs~~
21 [↑] staff signal inmates for other staff for certain purposes, my life is
22 in danger when it comes to south side Mexicans at pelican Bay.

23 IV. Relief.

24 Your complaint cannot go forward unless you request specific relief. State briefly exactly
25 what you want the court to do for you. Make no legal arguments; cite no cases or statutes.

26 I want the court to ^{Sue} ~~Sue~~ pelican Bay state prison for being cor-
27 rupt ~~and~~ and not taking my safety concerns information
28 on 10-4-07 for \$100,000 and place the money in my personal

1 account so a won lawsuit will help stop pelican Bay
2 staff from treating inmates any kind of way and better like
3 they should have done in my ~~case~~ situation
4

5 I declare under penalty of perjury that the foregoing is true and correct.
6

7 Signed this Richard Huff day of January 22, 2008
8

9 Richard C. Huff
10

11 (Plaintiff's signature)
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140FF, Richard E-697710
P.B.S.F.
P.O. Box 7500
Crescent City, CA 95531

PELICAN BAY STATE PRISON
5905 Lake Earl Dr
Crescent City CA 95532



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JAN 23 2008
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RECEIVED
JAN 28 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Proh

Office of The Clerk U.S. District Court
Northern District of California
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